

Federal Defenders  
OF NEW YORK, INC.

Southern District  
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January 31, 2025

**By CM/ECF**

The Honorable Katherine Polk Failla  
United States District Judge  
Southern District of New York  
40 Foley Square  
New York, NY 10007

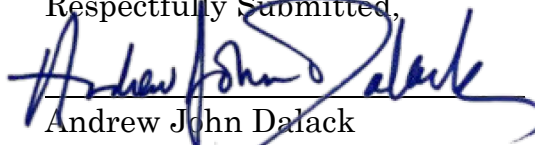
**MEMO ENDORSED**

Re: *United States v. Haji Najibullah*  
(S2) 14 Cr. 401 (KPF)

Dear Judge Failla:

We write on behalf of the parties to provide the Court with an update on the status of the interlocutory appeal in the above-captioned case. Currently, the appellant's opening brief is due February 25, 2025. However, the defense anticipates requesting a 30-day extension on consent. Accordingly, the parties request leave to provide the Court with another status update on or before March 31, 2025.

Respectfully Submitted,



Andrew John Dalack  
Mark Gombiner  
Samuel Jacobson  
Ariel C. Werner  
Assistant Federal Defenders  
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Cc: Counsel of Record

Application GRANTED. The Defense shall provide another update regarding the status of the interlocutory appeal on or before **March 31, 2025**.

The Clerk of Court is directed to terminate the pending motion at docket entry 146.

Dated: February 3, 2025  
New York, New York

SO ORDERED.

A handwritten signature in blue ink, reading "Katherine Polk Failla".

HON. KATHERINE POLK FAILLA  
UNITED STATES DISTRICT JUDGE